



Ernie Fletcher  
Governor

Mark David Goss  
Chairman

LaJuana S. Wilcher, Secretary  
Environmental and Public  
Protection Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

Teresa J. Hill  
Vice Chairman

Christopher L. Lilly  
Commissioner  
Department of Public Protection

Gregory Coker  
Commissioner

Lawrence W. Cook  
Assistant Attorney General  
Office of the Attorney General Utility & Rate Intervention Division  
1024 Capital Center Drive  
Suite 200  
Frankfort, KY 40601-8204

December 16, 2005

RE: Case No. 2005-00321

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell  
Executive Director

BOD/jc  
Enclosure

Lawrence W. Cook  
Assistant Attorney General  
Office of the Attorney General  
Utility & Rate Intervention Division  
1024 Capital Center Drive  
Suite 200  
Frankfort, KY 40601-8204

Honorable Mark R. Hutchinson  
Attorney at Law  
Wilson, Hutchinson & Poteat  
611 Frederica Street  
Owensboro, KY 42301

Douglas Walther  
Senior Analyst - Rate Administration  
Atmos Energy Corporation  
P. O. Box 650205  
Dallas, TX 75235-0205

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MODIFICATION OF ATMOS ENERGY )  
CORPORATION'S GAS COST ADJUSTMENT TO )  
INCORPORATE PERFORMANCE BASED ) CASE NO. 2005-00321  
RATEMAKING MECHANISM (PBR) )

ORDER

Atmos Energy Corporation ("Atmos") has filed its application in this proceeding, responses to data requests issued by the Office of the Attorney General of the Commonwealth of Kentucky ("AG"), which has intervened herein, and responses to the data requests of Commission Staff. To ensure that our record is as complete as possible, the Commission finds that additional procedures should be established.

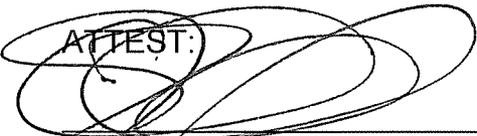
IT IS THEREFORE ORDERED that:

1. The AG shall have until December 27, 2005 to either request a hearing, informal conference and/or file written comments on Atmos's proposal. If no such requests are made by the AG, the case shall stand submitted for a decision.
2. Atmos shall have until January 6, 2006 in which to respond to any request for an informal conference, formal hearing and/or to file written reply comments.

Done at Frankfort, Kentucky, this 16th day of December, 2005.

By the Commission

ATTEST:

  
Executive Director